

# **EXHIBIT 2**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

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DONNA CURLING, ET AL.,

Plaintiffs,

CIVIL ACTION FILE

NO. 1:17-CV-2989-AT

vs.

BRAD RAFFENSPERGER, ET AL.,

Defendants.  
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VIDEO-RECORDED 30(b)(6) DEPOSITION  
TAKEN VIA VIDEOCONFERENCE OF  
GEORGIA SECRETARY OF STATES' OFFICE  
BY: SANFORD MERRITT BEAVER

AND

SANFORD MERRITT BEAVER  
IN HIS PERSONAL CAPACITY  
(Taken by Plaintiffs)

Atlanta, Georgia

Wednesday, February 2, 2022

9:08 a.m.

Reported stenographically by  
V. Dario Stanziola, CCR (GA)(NJ), RPR, CRR

1 THE VIDEOGRAPHER: We are on the record  
2 February 2nd, 2022 at approximately  
3 9:08 a.m. Eastern time. This will be  
4 volume II to the 30(b)(6) videotaped  
5 deposition of the Secretary of State's  
6 office. The representative today will be  
7 Merritt Beaver. Will counsel please  
8 identify themselves and who they represent  
9 for the record.

10 MR. CROSS: This is David Cross of  
11 Morrison & Foerster for the Curling  
12 plaintiffs.

13 MR. DENTON: This is Alexander Denton  
14 of Robbins Alloy Belinfante Littlefield for  
15 the state defendants.

16 THE VIDEOGRAPHER: Will the court  
17 reporter please swear in the witness.

18 (OATH ADMINISTERED.)

19 SANFORD MERRITT BEAVER,  
20 having first been duly sworn, was examined and  
21 testified as follows:

22 EXAMINATION

23 BY MR. CROSS:

24 Q. Good morning, Mr. Beaver.

25 Are we picking you up okay?

1       you say accurate, I don't know what the context  
2       of that conversation is. It is my view of my  
3       past.

4           Q.     Well, is there anything in here that  
5       you think may be incorrect?

6           A.     Not that I can see.

7           Q.     Okay. And your education, you  
8       graduated from Virginia Tech -- sorry, graduated  
9       from Virginia Tech in 1981 with a degree in  
10      electrical engineering; is that right?

11          A.     Correct.

12          Q.     So you do not have a degree in computer  
13      science; is that right?

14          A.     No. I have an electrical engineering  
15      degree. Not sure what that means, but...

16          Q.     Well, when you say no, are you saying  
17      that I'm wrong or --

18          A.     No. I mean, you asked me do I have a  
19      computer science degree. No, I have an  
20      electrical engineering degree.

21          Q.     And those are -- those are distinct  
22      degrees, right?

23                 You could have gotten a degree in  
24      computer science, you chose electrical  
25      engineering; is that -- is that right?

1 back then. Really didn't deal a lot with the  
2 Dominion people day in, day out. So there was  
3 some guy named Scott Tucker, so yes.

4 Q. And I was going to ask a question, does  
5 your team or department have responsibility for  
6 dealing with Dominion regarding election security  
7 issues?

8 MR. DENTON: Objection.

9 A. Very limitedly. Depends on -- the  
10 concept with the scope of what you're asking for  
11 is broad so you'd have to need to narrow it down  
12 as to just what. Our -- our involvement is  
13 creating an environment that is secured for them  
14 to put their application in. And then we install  
15 their application. Now, the development of that  
16 application at their site is their  
17 responsibility.

18 Q. And if an election security -- strike  
19 that.

20 If a vulnerability concern is raised  
21 with any of the Dominion equipment or software,  
22 is that something your team handles or is that  
23 something someone else handles for the Secretary  
24 of State in terms of dealing with Dominion to  
25 address that?

1 MR. DENTON: Objection.

2 A. I can't tell you specifically because  
3 sometimes we get pulled in, sometimes we don't.

4 Q. And do you know how the determination  
5 is made as to whether you're pulled in on  
6 something like that?

7 A. We do not have a protocol.

8 Q. Who makes that decision, whether to  
9 include your team?

10 A. It could be somebody from Dominion, it  
11 could be Michael Barnes, it could be Gabe  
12 Sterling.

13 Q. All right. If you look at this e-mail  
14 on February 14th of 2020 -- and sorry, I should  
15 ask, did Kevin Robertson, did he report to you?  
16 Was he in your group?

17 A. Yes. He reports to me.

18 Q. Is he still there?

19 A. Did. No.

20 Q. When did he leave?

21 A. Earlier this last -- or late last year.

22 Q. Do you know where he went?

23 A. A company called transform.

24 Q. Still in Atlanta?

25 A. Yes.

1 A. Correct. I have not heard anything.

2 Q. Okay. Who would have the authority to  
3 make the decision to do that type of analysis?

4 A. It would be between the election  
5 center, the elections department, Gabe Sterling  
6 and the Secretary. If an issue bubbled up that  
7 pointed to a risk, meaning it's verified that  
8 something has happened that shows that something,  
9 you know, has happened, yeah, we probably would  
10 act on it. If we get an e-mail from somebody  
11 saying I'm going to start hacking your system,  
12 beware, that's probably not enough information to  
13 jump on, oh, let's run a test on all the stuff.

14 Q. Okay.

15 A. And you've seen it.

16 Q. Are you familiar with something called  
17 the SolarWinds hack?

18 A. Yes.

19 Q. And do you recall that nine Georgia  
20 counties, there was evidence that they may have  
21 downloaded malware related to that hack in  
22 February of 2021?

23 A. I didn't know the count. I knew that  
24 there were some counties that were vulnerable.

25 Q. Were you involved in any investigation

## REPORTER'S CERTIFICATE

I, V. Dario Stanziola, a Certified Court Reporter in the State of Georgia, duly commissioned and authorized to administer oaths and to take and certify depositions, do hereby certify that on Wednesday, February 2, 2022, Sanford Merritt Beaver, being by me personally duly sworn to tell the truth, thereupon testified as above set forth as found in the preceding pages, this examination being recorded stenographically by me verbatim and then reduced to typewritten form by me, that the foregoing is a true and correct transcript of said proceedings to the best of my ability and understanding; that I am not related to any of the parties to this action; that I am not interested in the outcome of this case; that I am not of counsel nor in the employ of any of the parties to this action.

IN WITNESS WHEREOF, I have hereto set my hand, this the 8th day of February 2022.



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V. DARIO STANZIOLA, CCR (GA) (NJ), RPR, CRR  
Certification Number: 4531-3928-0743-6288